REFUSES TO LIFT SUBWAY STAY

Justice Hendrick Decides That Interests of City Demand Thorough Airing of Contracts in Court.

MAY MEAN MANY WEEKS' DELAY

Davis to Hear Argument To-day, and Then Will Reserve Decision-McCall Says He Will Take Office as Soon as Stay Is Removed-Will Take Time to Study Problem.

Hope that William R. Willcox, chairman of the Public Service Commission, would be able to sign the subway contracts before going out of office vanished yesterday, when Judge Edward E. McCall announced he would take office as Chairman Willcox's successor immediately upon the vacation of the court stay, if not before.

This means further delay and uncertainty, as Judge McCall will TRIES TO MURDER ARAUJO have to have some time to study the contracts. It is thought he President of Salvador Wounded will approve them, but he may desire some changes.

Supreme Court Justice Peter A. Hendrick denied an application to vacate the injunction restraining the commission from executing the contracts, issued by him Tuesday.

The city argued that the facts alleged in the Hopper suit were the same as those decided by the Court of Appeals in favor of the city last year

Justice Hendrick said he thought the allegations that the contracts were opposed to the best interests of the city should be thrashed out in open court. The return of the injunction order will, therefore, come before Justice Vernon M. Davis at 10:30 o'clock this morning, as originally set down.

Justice Davis, speaking privately, said he would probably reserve decision for a few days.

Pressure was brought to bear on Judge McCall to take the oath carry of office immediately, but he will spend two or three days cleaning up present work, unless the stay is vacated before.

The Public Service Commission held four meetings yesterday, Cvanide of Potassium in Water hoping that the injunction would be vacated or some other development arise that would enable them to act.

The contracts with the Interborough and the Brooklyn Rapid Transit Company, as finally agreed upon, were delivered in printed form. They would have been adopted by the commission had the oldest families in Philadelphia, was injunction been vacated.

The contracts were made public by the commission. There were some three hundred or more changes made since the draft ford Tool Works, where he had held an forms presented at the hearings. Most of them were in phrasing, however. Only a few were of vital importance. The Interborough has agreed to pay the \$535,000 taxes on the Steinway tunnel.

Provision permitting the taking by the city of present lines at minutes later. The police believe the the end of thirty-five years at estimate of the value at that time was eliminated. Critics of the contracts declared this would cost | Theories of suicide and accident are 48th street, Arthur Rothstein, in West the city some \$40,000,000, although, as a matter of fact, option would both scouted by special policemen in- 46th street, and Cantleld's former place never have been exercised in that way.

Coney Island five-cent fare provisions were so changed as to leave no doubt of its going into effect as soon as trains could be LETTERS LEAD TO ALTAR operated to the island from the Municipal Building, Manhattan, by way of the Fourth avenue subway.

MAY BE WEEKS BEFORE CONTRACTS ARE SIGNED

Service Commission, will sign the con- Company, although it specifies only the Miss Elsie Hunter, youngest daughter tracts for the dual transit system when "execution" of such contracts, they are finally executed. That fact Mr. McCall made it clear that he will went to East Downingtown, Penn.,

by the court. Both the Public Service Commission ment. and the Board of Estimate consider that the court order obtained by John opposed to the contracts will appeal to Tilford recently underwent an opera-J. Hopper, acting in the interest of Mr. McCall for changes, the result be- tion and was retired from the army William Randolph Hearst, in spirit at ing that the entire matter may be de- with a pension least, blocks them from even adopting layed for six or siven weeks, even under After a wedding journey in the South

This Morning's News

Page LOCAL. Subways Face Weeks of Delay Police Make Eight Gambling Raids .. 1 Loving Cup for McCombs Debate on Canal Toll Issue..... Asks Advice About Police Helen Keller Will Now Lecture 9 Find Skeleton in New Subway...... 9 Weather Change on Two Continents. .11 Last Session of Drygoods Convention 16

GENERAL.

Beach to Testify To-day State Cocaine Bill Faulty............ 4 City's Pier Problem Settled........ 5

Harvester Operations Bared 5 Liability Bill Attacked 5 POLITICAL.

Three Picked for Wilson Cabinet 4 Sulzer Close to Row with Murphy 4 FOREIGH. Turks Kill 200 Bulgarians.

MISCELLANEOUS.

News for Women..... 7 Minancial and Markets....12, 13 and 14

E. E. McCall and not William Rithe Interborough Rapid Transit Com-

was made plain yesterday when Mr. neither approve nor sign such contracts where, in the home of Mr. and Mrs. McCall indicated that he would take until he has had time to study them Henry Cooper, they were married tothe oath of office and step into Mr. carefully and fully inform himself of day. Willcox's place at the moment the all the facts. As he has absolutely no stay of proceedings under the injunc- knowledge of the subject yet, it may who brought about the introduction, tion of Justice Hendrick was vacated be several weeks, at least, before he arrived here during the holidays from

Then it is likely that those who are Hunter, sister of the bride of to-day. the proposed form of contracts with the most favorable circumstances. Mr. and Mrs. Tilford will reside at the Should Mr. McCall insist upon any im- home of Mrs. Tilford's father, a prosportant changes it would throw the en- perous farmer.

tire subject wide open again. Mr. McCall, who is working to clear WILLIAM UNGER A SUICIDE some of the administrative details of Captain Walsh Confesses All 1 his former office as a Supreme Court Justice's Brother, an Art Deal-..... | justice, said yesterday afternoon that Tenderloin" Is Clean, Saye Dwyer ... 6 he saw daylight through the mass off 6 labor and was prepared to take the Northwestern Society Dinner 6 oath of office as chairman of the Public Service Commission at once if nec-

"However," he said, "there is a stay Mrs. McDonald Wins Separation 11 of all action on the part of the com-Wisner-Meyers Trial Near End 16 mission on the subway contracts, so Farrell Retracts "Confession" 16 what is the haste for me to step in? Special Cooks for Animal Hospitals .. 16 There are a number of things that i would like to do and I shall take several days to do them, if the stay is continued that long. I have been in Reforms in Stock Exchange 2 charge of the statistical bureau that was introduced in the court some thirty days ago, and I want to leave that in such shape that my successor can take

it up in an intelligent manner." May Not Be Sworn This Week. Mr. McCall had promised a delegation

that had called upon him that he would 3 take the oath of office at once if Jus-France Russia's Catspaw in China 3 tice Hendrick granted the application Bradley Martin Dead 9 to be made in the afternoon for a vacation of the injunction. But Justice Hochheimer. When the physician ar-Hendrick denied the application. Mr. Editorial...... 8 McCall said also that if Justice Davis, Society ... before whom the injunction order is

Music ... returnable at 10:30 o'clock this morn-

.11 the oath of office.

Justice Davis, however, said that he



ed by Men Under Inspectors Dwyer and Cahalane.

One of Places Where Axes of Will Tell Jury Another Was As Law Swing Is Old Canfield Building - Paraphernalia Taken, but

DR. MANUEL ARAUJO

-Assailant Confesses Plot.

POISON PLOT, SAY POLICE

Bottle Kills Philadelphian

Introduced by Mail, Army Offi-

cer Weds Maryland Girl.

ently a regular army officer stationed

at Brooklyn, and said to be the son of

a physician in Louisville, arrived here

of John Hunter. Yesterday the couple

Henry Cooper, a friend of Tilford,

er, Chokes Himself.

wealthy, had died without medical at-

the house, where they met Justice

Unger. They were told that Mrs.

Minnie Unger, wife of the dead man,

he did not feel well. The two sons, Ed-

When Mrs. Unger returned she found

ward and Henry, were not at home.

rived he found he could do nothing.

as he had no financial troubles.

brother retired from business down-

cord detached from a bathrobe.

dent of Salvador, whose as

run by "Sam" Emory Inspector Dwyer conducted his raids Rising Sun, Md., Feb. 5.-Introduced with crowbars, pickaxes and battering through correspondence two months rams. In spite of the swiftness of his ago, Nicholas Calvin Tilford, until re-

ralds most carefully and with due at-Willcox, as chairman of the Public pany and the Brooklyn Rapid Transit on Saturday and met for the first time tention to secretiveness. The men whose places were slated for visits had vidently been informed through unterground channels, however, and no signs of life or gambling activity were apparent when the doors were forced.

The inspector summoned his staff of went into secret session with them in the West 47th street station. While will be in a position to form a judg- the Philippines, after an absence of he was still conferring with the raiders fourteen years, and married Miss Mary the seven taxicabs drove up in front of the station house and waited, motors

Finally Dwyer came out, followed by his men, and divided his forces into one of the fleet of taxicabs. A man was placed in charge of each automobile and was told to be at a certain house at a stated time. Dwyer told his minions that in front of each house they would find a uniformed fireman. access to the house the police were to William Unger, retired art dealer, brother of Henry W. Unger, justice of follow him. If admittance was denied, the Municipal Court, committed suicide said Dwyer, "go to it with your axes

vesterday at his home. No. 1270 Madi-A word of command and the taxicals son avenue, by choking himself with a Justice Unger, it is said, originally reported the case to the Coroner's of-

Thorugh the crowded streets dashed prother, who is reputed to have been Dwyer's flying squadron, the inspector's cab halting in front of a house tendance. Coroner Holtzhauser and his physician, Dr. Edgar T. Ray, went to near the Hotel Rector, in West 41th street. The uniformed fireman was in readiness at the foot of the stoop, and as he saw the police raiding force he went out at about 11 o'clock in the hopped nimbly up the steps and pushed morning, but that Vinger said he would the button.

stay at home and write letters. He said spector Dwyer, Captain Walsh and two detectives were at the top of the stoop, and when a polite negro butler opened the body of her husband. She untied the portals the policemen sidled in and the cord from his neck and called Dr. started a most minute inspection of the place. After going from cellar to garret Dwyer left the house with a woe-Justice Unger said that since his begone expression. He had not found a

melancholy. He said that was the only motive he could ascribe for the suicide, Continued on second page, third column, June Creamery Butter, Finest—38c. Lb.
Rich flavor and solid—standard qualities permanently maintained by Acker,
Merrall & Condit Co.—Advt. A pony glass of ANGOSTURA BITTERS

KNIFE A PUZZLE TO BEACH EXPERT

Upper West Side Houses Visit- No Blood on It, He Thought but His Description of Blades Breaks Down on Cross-Examination.

sailant of His Wife, and She

Will Bear Him Out-

Testimony.

lanta detective, visited him in his office

at that time the knife had two blades.

a large one and a small one. He was

satisfied, he said, when asked particu-

Colonel Henderson, that it had two

which was a substance said by the wit

ness to be cedar off. Dr. Partridge

said he was asked to confirm Dr. Wy

that they contained blood corpucles.

man's diagnosts of the specimens

"I told him I couldn't do it," said the

Dr. Partridge did retain the knife

found he declared, a discoloration from

'they didn't seem to be after a nega-

Wanted to Arrest Some One.

Dr. Partridge said Dr. Wyman an

the detective had told him that they

desired a report as early that day a

possible, as "they wanted to arrest

an who was going to leave for Nev

York on the 3 o'clock train." That was

cross-examination Dr. Partridge be

came nervous. After hesitating he

admitted that he refused to put his re-

"You did not want us to have it."

"When did you become biassed?"

Dr. Partridge replied that he "wa

sed then," whereupon Mr. Gunter

"You knew if you did the state would

the day the Beaches left Aiken,

his visitors the difference,

tive report.

port in writing.

inve it'

whole blades and no broken blades

FIREMEN PAVED THE WAY DEFENDANT TO TESTIFY

Judge Bars "Moon" No Arrests. Astonishing activity on the part of

in a spectacular manner, much as the his battle line of war vessels. He made use of seven taxicabs, which acted as scout cruisers and swooped down on the suspected places, armed movements, the police found nobody to arrest when they entered the houses.

Apparently Dayer had planned his

twenty men early in the evening and chugging a restless anthem.

Dwyer Divides Forces.

seven groups, each of which entered and that when this fireman had gained and crowbars."

whirled away, each taking a different direction, headed by the inspector and Captain Walsh, of the West 47th street fice in the afternoon. He said then his

> Dr. Partridge's testimony regarding Before the bell stopped ringing Inthe number of blades in the knife was shattered. He had been very positive but when the prosecutor asked: "Don't you know there was no small blade in that knife when you saw it?" he replied, rather uncertainly: "It strikes me that if there had been a broken blade I would have seen it." single iota of gambling evidence, al-

"Exactly. Will you swear there were two blades in that knife?" town several years ago he had been though he said he had been tipped that "No. I couldn't do that."

"But," continued the prosecutor, "you have sworn to it. You told Mr. Henderson you were mistaken. Now, sir,

Continued on third page, third column.

WALSH CONFESSES ALL TO WHITMAN

Accused Police Captain, Fearing Death, Bares Inner Secrets of "System"-Implicates Inspector Sweeney.

TELLS HOW GRAFT WAS SPLIT

Declares 50 Per Cent of Vice Tribute Went to Sue perior-Will Go Before Grand Jury and Bare Corrupt Alliance Between Police and Tammany to Levy on Crime in Harlem.

Police Captain Thomas W. Walsh has dealt the "System" the version of the happenings of the worst blow it ever received. Before District Attorney Whitman and other witnesses he made full confession last night of all he knew Beach, was assaulted, Mrs. Beach will of police graft and its alliance with Tammany.

Inspector Dennis F. Sweeney received 50 per cent of all graft collected by Patrolman Eugene F. Fox, according to the statement made by Walsh. The police inspector's graft, Walsh said, was splie and Mrs. Beach will be the with one of the deputy commissioners, who was on close terms with

Inspector Sweeney yesterday started suit for \$100,000 damages defence to sub- for libel against the Press Publishing Company ("The New York World") for charges made several days ago that he was the recipient of graft. Charles F. Kelley, of No. 203 Broadway, as counfor Mr. Beach, sel, filed the summons, which was served on J. Angus Shaw, treasurer of the company. There is no complaint yet in the action.

Inspector John F. Dwyer testified at the Curran inquiry yesin the forces will be conducted to terday that there was not now a disorderly house in the Tenderloin district. The Curran committee has sent a pamphlet to all living ex-Mayors and ex-Police Commissioners, asking their advice as to how the betterment of the Police Department may be brought about. Copies were also sent to Mayor Gaynor and Commissioner Waldo.

WALSH TO GO BEFORE GRAND JURY IN WEEK

District Attorney Whitman, Assistant family physician, and Mrs. Walsh. Pa- after indictment, not before. trolman Fox had accused Walsh of having collected huge amounts of graft | He said he had known Whitman since in his five years of command of the the days when the present District Atprecinct covered by the East 126th torney was a police magistrate, and

Walsh professed his willingness-Partridge is professor of pathology and more, his desire—to go before the grand Wyman, ir., and M. S. Baughn, an At- that his doctor believes he can safely go before the grand jury within a week. Walsh's statement to Whitman, in proved to be that secured by Mayor the presence of witnesses, embraced Gyles from Beach. Dr. Partridge these salient points: sprang a surprise when he swore that

Fox's statements as to the extent of in Harlen his graft collections were true in every larly about the number of blades by detail;

That he. Walsh, paid over 50 per cent of every cent of graft that Fox gathered to his inspector, Dennis F. an ordinary microscopic slide, around Sweeney;

That he, Walsh, and Sweeney together raised the \$1,000 which was given to Fox to give to George A. Sipp, to keep the former hotelkeeper and graft scraped from the blades of the knife payer from testifying as a witness

That he, Walsh, and Sweeney towitness. "I told him there was noth- gether put up the \$5,000 cash bail ing on that slide to indicate blood which was used to get Fox out of jail; grand jury everything he knows of the That he and Sweeney raised the cash bail under a direct threat from Fox however, and subjected the specimen that if it wasn't raised in twenty-four

the gold handle of the knife, and ex- trice Attorney Whitman; That the inspector's graft was split give him, plained how he pricked his own finger, secured a drop of blood, put it on the with one of the Deputy Police commispoint of a pin and made a test to show sioners who was on close terms with the inspector.

negative, but," he added, significantly, room of his home at No. 1958 Madison when the extraordinary grand jury avenue, to which Whitman went after meets to hear Fox's testimony, will the receipt of Walsh's telephone mes- make no difference in Walsh's attitude, sage last night, and on the plea that Walsh made that he was not well! enough to meet the District Attorney outside of his own home. The captain declared he did not want a lawyer present, and that he was willing to trust himself entirely to Mr. Whitman.

Whitman made no promises of any kind to Walsh, but the District Attorney had previously expressed the opinion that Walsh, if indicted, could probably gain clemency by revealing what he knew of the police "system."

Walsh told Whitman that his schedule of percentages to his "collector" and to his inspector was the custom in the department. He declared his was no isolated case, and asserted that he would produce other captains who turn for Walsh's ald in his general would corroborate him on this phase search for the police grafters. of the graft matter, with confessional

Will Trust Whitman. .

Whitman heard Walsh's statement first with just the two of them present, higher up at whom Whitman is now He then called in the witnesses, Groehl, his own assistant; Dr. Upton and Mrs. Walsh. The captain declared he was ready and willing to sign an affidavit of both Fox and Walsh, centralized the immediately, but Whitman told him gambling and saloon graft under the that he wanted only the information, present police administration-and and would leave the affidavit until to- above them the Tammany political day.

noon and take his complete statement police graft "system," can both be stenographically. Dr. Upton said the reached through the medium of this

by Captain captain would be in shape to go before

in spite of his confession. Whitman said District Attorney Frederick J. Groehl, last night. His statements will be of Dr. William H. Upton, the captain's value to him as a bid for clemency

care whether he was indicted or not,

ich he had knowledge

Walsh has been in his home. No. 1958 Madison avenue, on sick leave since the day in December when witnesses before the Curran aldermanic committee named him as the police of-That Fox was his collector, and that ficer responsible for the vice conditions

> Walsh and Whitman last night, taking precautions to see to it that the nervous excitement of the job Walsh had laid out for himself was not too much for

one in his physical condition. Walsh sent word to Whitman yesterday afternoon that he was ready to "throw up his hands." To save himself from the possibility of spending his last days in prison, for his physician told him he could not withstand a prison sentence at his age, Walsh said he would tell the District Attorney and a

Walsh's statement to Whitman embraced the proposition that he would to a test, which he explained. He hours, at the time Fox was in the hold nothing back, and Whitman made Tembs, Fox would go before Dis- it clear that he would accept nothing

Indictment for bribery and extertion, similar to the indictment of his policeman "collector," which is almost sure Walsh talked to Whitman in a sitting to be Walsh's portion next Monday

Feared Death in Prison.

He told Whitman last night that he did not care whether he was indicted or not, but he did care very much whether he was convicted. It was to avoid that, with its tragic probability for himself if he was sent to prison, that Walsh decided to make a clean breast of his grafting and his associates in grafting.

The indictment of Walsh will be demanded by Whitman next Monday. just as if Walsh had maintained his previous silence, but the District Attorney has promised to use his influence with the court to avert a prison sentence for the accused captain in re-

Waish's immediate superjors are the first in the direct line of fire from his disclosures, but back of the line of oak. leafed inspectors who shared the Walsh graft at various times are men still aiming with confidence.

The grafters at Police Headquarters the men who, according to the stories "ring" which has always been the back-He will visit Walsh again this after- bone of and the dominant power in the